

*Adopt a new Env-Wt 101.16, and renumber subsequent existing sections, so that Env-Wt 101.16 reads as follows:*

Env-Wt 101.16 “Certified wetland scientist” means “certified wetlands scientist” as defined in RSA 310-A:76, II-a, as reprinted in Appendix B.

*Adopt a new Env-Wt 101.89, and renumber subsequent existing sections, so that Env-Wt 101.89 reads as follows:*

Env-Wt 101.89 “Service area” means the geographic area within which impacts can be mitigated using funds from the Aquatic Resource Mitigation Fund established by RSA 482-A:29, I.

*Adopt a new Env-Wt 101.114, and renumber subsequent existing sections, so that Env-Wt 101.114 reads as follows:*

Env-Wt 101.114 “Wetland enhancement” means the manipulation of the physical, chemical, or biological characteristics, or any combination thereof, of an aquatic resource to heighten, intensify, or improve one or more specific aquatic resource functions. Wetlands enhancement results in the gain of selected aquatic resource functions. Wetlands enhancement does not result in a gain in aquatic resource area.

#### **APPENDIX A: STATE STATUTES AND FEDERAL STATUTES/REGULATIONS IMPLEMENTED**

<b>Rule Section(s)</b>	<b>State Statute(s) Implemented</b>	<b>Federal Statutes/Regulations Implemented</b>
Env-Wt 101.16 Env-Wt 101.89 Env-Wt 101.114	RSA 482-A:3, I; RSA 482-A:28-33	Clean Water Act Section 404; 33 CFR Parts 325 & 332

#### **APPENDIX B: STATUTORY DEFINITION**

##### **RSA 310-A:76:**

II-a. “Certified wetland scientist” means a person who, by reason of his or her special knowledge of hydric soils, hydrophytic vegetation, and wetland hydrology acquired by course work and experience, as specified by RSA 310-A:84, II-a and II-b, is qualified to delineate wetland boundaries and to prepare wetland maps; to classify wetlands; to prepare wetland function and value assessments; to design wetland mitigation; to implement wetland mitigation; to monitor wetlands functions and values; and to prepare associated reports, all in accordance with standards for identification of wetlands adopted by the New Hampshire department of environmental services or the United States Army Corps of Engineers or their successors, and who has been duly certified by the board.